

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

**GARY DUANE ZIEHL,**

**Plaintiff,**

**v.**

**No. CV 14-0432 KG/LAM**

**F.N.U. VELARDE, and  
M. GONZALEZ,**

**Defendants.**

**ORDER DENYING PLAINTIFF'S MOTION FOR DEFAULT JUDGMENT [Doc. 25]**

**THIS MATTER** is before the Court on Plaintiff's *Motion for Order of Default Judgment* (Doc. 25), filed June 29, 2015. Defendants filed a response to the motion on July 2, 2015. [Doc. 26]. In his motion, Plaintiff contends that Defendants failed to comply with the Court's Order dated May 6, 2015 [Doc. 23] for them to file an answer or other responsive pleading within twenty-one days of entry of that order. [Doc. 25 at 1]. However, on May 22, 2015, Defendants filed an Answer to Plaintiff's Complaint, thereby complying with the Court's order. See [Doc. 24]. The Court further notes that Defendants' Answer was mailed to Plaintiff at his address of record. Therefore, the Court will deny Plaintiff's motion for default judgment.

**IT IS THEREFORE ORDERED** that Plaintiff's *Motion for Order of Default Judgment* (Doc. 25) is **DENIED**.

**IT IS SO ORDERED.**

  
**LOURDES A. MARTÍNEZ**  
**UNITED STATES MAGISTRATE**